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SUPERIOR COURT OF CALIFORNIA
COUNTY OF ORANGE
CENTRAL JUSTICE CENTER

JAN 25 2008

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SUPERIOR COURT OF CALIFORNIA

FOR THE COUNTY OF ORANGE, CENTRAL JUSTICE CENTER

THE PEOPLE OF THE STATE OF CALIFORNIA,

Case No. 07CC19690

Plaintiff,

**[PROPOSED] AMENDED ORDER
FOR PERMANENT INJUNCTION**

v.

VARRIO CHICO CRIMINAL STREET GANG (an unincorporated association), CARLOS ACOSTA (aka Lil Creeper), NARSISO ALEJO (aka Narcisco Alejo, Narsiso Chilo Alejo, Chicho, Lil Puppet), GERARDO ALMARAZ (aka Mr. Suspect), BRETT AMSBAUGH (aka Cornflake, Casper), GABRIEL ARIAS (aka Rollies), JOSE CARMELO ARISMENDI (aka Jose Ayala Arizmendi, Jose Carmelo Ayala, Jose Carmelo Arismendi Ayala, Gumby), EDGAR ARREDONDO (aka Mr. Cheeks), DONALD LUCIO ARREOLA (aka Menace, Pequeno, Travieso), DAISY BAUTISTA (aka Tripper), JOSE BAUTISTA (aka Jose Nicawor Bautista, Boots), GENARO GUERRERO BONILLA (aka Negro, El Triker), PEDRO BONILLA (aka Smokey), RANDAL BRADFORD, JAIME CRESPO BUENROSTRO (aka Jaime Crespo, Mr. Serious, Silent), MANUEL ALEJANDRO BUENROSTRO (aka Ghost), MIGUEL GARCIA BUSTOS (aka Wax), RIGÓBERTO CALVILLO (aka Rigoberto Rios Calvillo, Sharp, Mr. Sharper), AARON LORENZO CANIZALES (aka Aaron Loreneo Canizales, Cani, Nene), JESUS ALFONSO CANIZALES, JR. (aka Shadow, Negro), ALEJANDRO CARRILLO (aka Alejandro Carrillo, Alejandro Cano, Alex Carrillo, Cano), JESUS CASTELLANOS, ALBERTO REYES CASTILLO, JUAN CARLOS CAUDILLO, FILIBERTO THOMAS CORDOVA (aka Loc's), FROYLAN CORDOVA (aka Villian), EMYR RODELLO CORTES (aka Emyer Rodello Cortes), PEDRO

1 ELIAS, CINDY JANET FARIAS (aka Cindy Ponce,
Cindy Janet Ponce, Tweeker, Tweety), JOSE
2 MANUEL FERNANDEZ (aka Jose Manuel Lopez,
Jose Manuel Fernandez Lopez, Jose Lopez-
3 Fernandez), ROLANDO LOPEZ FERNANDEZ,
ERIC EDUARDO GARCIA (aka Youngster),
4 GEORGE ORTIZ GARCIA (aka Knightowl, Mr.
Knightowl), MARIPAZ SELVA GARCIA (aka
5 Mary Jane), ANNJEANNETTE GONZALEZ,
DAVID XAVIER GONZALEZ, JIMMY
6 GONZALEZ (aka Jimmy Garcia, Jimmy Gonzalez
Gomez, Jaime Gonzalez, Jimmy Garcia Gonzalez,
7 Big Jim, Grande Loco), RAUL GONZALEZ (aka
Raul Gonzalez Hernandez, Raul Hernandez
8 Gonzalez, Butcher), CHRISTIAN MIGUEL
GRAVE-NUNEZ (aka Christian Miguel Grave),
9 FRANCISCO JAVIER GRIMALDO (aka Javi),
MIGUEL ANGEL GUERRERO (aka Miguel Angel
10 Mota, Miguel Mota Guerrero), FERNANDO
GUTIERREZ (aka Naggars), GUADALUPE
11 RAMIREZ GUTIERREZ (aka Lupe), LUIS ANGEL
GUTIERREZ (aka Bam Bam), MARIO ALBERTO
12 HURTADO (aka Mario Marquez), HORACIO
LAGUNAS, ALEXANDER IVAN LOPEZ (aka
13 Huesos, Bones), MIGUEL ANGEL LOPEZ, JIMMY
CARL MARQUEZ (aka Cartoon), JORGE LUIS
14 MARQUINA, ISMAEL CESAR MARTINEZ (aka
Zombie, Koala), YVETTE MARTINEZ (aka Yvette
15 Mendoza Martinez), GUIMEL MEDINA (aka
Guimel Emelio Medina, Guimel Amilio Medina,
16 Yogi), EDDYBERTOS MENDOZA (aka Heriberto
Mendoza, Little Boy, Eddy), NORMA MARTINEZ
17 MENDOZA (aka Norma Barroso Martinez, Norma
Martinez, Cono), RAFAEL MENDOZA, JR. (aka
18 Panther), ROBERTO FARIAS MENDOZA (aka
Blondie), ABRAHAM NERI MIRANDA (aka
19 Abraham Miranda Neri, Abraham Miranda, George
Lopez, Dopey), JUAN MONTES (aka John Montes,
20 Juan A. Montes, Mono Montes, Mono, Lil Mono),
ISRAEL DAVID ORTA (aka Shy Boy, Youngster),
21 ALEJANDRO ORTIZ (aka Alex Ortiz), ARTURO
ORTIZ (aka Vulture), CARLOS GARCIA ORTIZ
22 (aka Carlos Ortiz Garcia, Risky), MOISES
MARTINEZ PALAFOX (aka Moises Martinez,
23 Kid), JUAN PABLO PEDRAZA, ANTONIO RIOS
PEREZ (aka Antonio Perez Rios, Antonio Rios,
24 Danger), BENNY SANCHEZ PEREZ (aka Chido),
EDER JONATHAN PEREZ (aka Eder Jonathan
25 Perez Lagunas, Lazy), JOSE CARLOS PEREZ,
CHRISTIAN GIOVANNI PRECIADO (aka Gizmo),
26 RENE QUINONES (aka Rene Vega Quinonez,
Monkey), GUSTAVO RAMIREZ (aka Darkey),
27 JOSE ANTONIO RAMIREZ (aka Shorty), JOSE
RAFAEL RAMIREZ (aka Shark), MARTIN
28 RAMIREZ (aka Travieso, Ti Ti), MIGUEL ANGEL

1 RAMIREZ (aka Junior Angel Ramirez, Shamu, Big
2 Krazy), OMAR GARCIA RAMIREZ, PEDRO
3 WILLIAM RAMIREZ (aka Casper, Pumpkin), JOSE
4 NESTER REYES (aka Jose Ernesto Reyes, Jose
5 Caudillo), JOSE ANGEL ROBLES (aka Bones),
6 NASSER CASTELLANOS RODRIGUEZ (aka
7 Nasser Junior Rodriguez, Nasser Rodriguez, Junior,
8 Bandit), NESTER SALAS-HILDAGO (aka Nester
9 Salas Hildago, Nester Antonio Salas-Hildago),
10 DANIEL SANCHEZ (aka Daniel Sanchez Perez,
11 Danny), CRISTOBAL EMIGDIO SEVILLANO (aka
12 Cristobal Trujillo, Cristobal E. Sevillano Trujill),
13 MICHAEL LEWIS SEWARD (aka Goofy),
14 CARLOS SILVA, JESSE SIXTOS (aka Jesus Sixtos,
15 Budah), MIGUEL ANGEL SIXTOS (aka Migue
16 Angel Sixtos, Sixtos Miguel Angel), BRANDON
17 AINSWORTH SPENCER (aka Gato), JESUS
18 SOLIS TORREZ (aka Jesus Solis Torres, Jesus Solis,
19 Chuey), CARLOS JUAN TOSCANO (aka Cocaine),
20 CHRISTINA IVONNE TOVAR, CRYSTAL
21 YVONNE TREJO (aka Desiree Nicole Trejo, Nicole
22 Ruvacava), RAMON CORTES URIBE (aka Ramon
23 Uribe Cortes, Ramon Uribe, Lefty), MARINO
24 VASQUEZ (aka Marion Vasquez, Bear, Oso),
25 HERIBERTO VELASQUEZ (aka Rhino), JUAN
26 MANUEL VENEGAS (aka Noser), FERNANDO
27 VARGAS VILLALOBOS (aka Fernando Villalobos,
28 Lil One, Chico, Pequeno), FRANCISCO RUIZ
VILLALOBOS (aka Whisper), JAVIER VARGAS
VILLALOBOS, SALVADOR VARGAS
VILLALOBOS (aka Salvador Villalobos, Salvader
Villaloros, Spooky), and DOES 1-200, inclusive,

Defendants.

20 **IT IS HEREBY ORDERED** that Defendants: Varrío Chico Criminal Street Gang (an
21 unincorporated association), CARLOS ACOSTA (aka Lil Creeper), NARSISO ALEJO (aka
22 Narciso Alejo, Narsiso Chilo Alejo, Chicho, Lil Puppet), GERARDO ALMARAZ (aka Mr.
23 Suspect), BRETT AMSBAUGH (aka Cornflake, Casper), GABRIEL ARIAS (aka Rollies),
24 JOSE CARMELO ARISMENDI (aka Jose Ayala Arizmendi, Jose Carmelo Ayala, Jose
25 Carmelo Arismendi Ayala, Gumby), EDGAR ARREDONDO (aka Mr. Cheeks), DONALD
26 LUCIO ARREOLA (aka Menace, Pequeno, Travieso), GENARO GUERRERO BONILLA (aka
27 Negro, El Triker), PEDRO BONILLA (aka Smokey), JAIME CRESPO BUENROSTRO (aka
28 Jaime Crespo, Mr. Serious, Silent), MANUEL ALEJANDRO BUENROSTRO (aka Ghost),

1 MIGUEL GARCIA BUSTOS (aka Wax), RIGOBERTO CALVILLO (aka Rigoberto Rios
2 Calvillo, Sharp, Mr. Sharper), JESUS ALFONSO CANIZALES, JR. (aka Shadow, Negro),
3 ALEJANDRO CARRILLO (aka Alejandro Carillo, Alejandro Cano, Alex Carrillo, Cano),
4 JESUS CASTELLANOS, ALBERTO REYES CASTILLO, JUAN CARLOS CAUDILLO,
5 FILIBERTO THOMAS CORDOVA (aka Loc's), FROYLAN CORDOVA (aka Villian), EMYR
6 RODELLO CORTES (aka Emyer Rodello Cortes), PEDRO ELIAS, CINDY JANET FARIAS
7 (aka Cindy Ponce, Cindy Janet Ponce, Tweeker, Tweety), JOSE MANUEL FERNANDEZ (aka
8 Jose Manuel Lopez, Jose Manuel Fernandez Lopez, Jose Lopez-Fernandez), ROLANDO
9 LOPEZ FERNANDEZ, GEORGE ORTIZ GARCIA (aka Knightowl, Mr. Knightowl),
10 MARIPAZ SELVA GARCIA (aka Mary Jane), ANNJEANNETTE GONZALEZ, DAVID
11 XAVIER GONZALEZ, JIMMY GONZALEZ (aka Jimmy Garcia, Jimmy Gonzalez Gomez,
12 Jaime Gonzalez, Jimmy Garcia Gonzalez, Big Jim, Grande Loco), RAUL GONZALEZ (aka
13 Raul Gonzalez Hernandez, Raul Hernandez Gonzalez, Butcher), FRANCISCO JAVIER
14 GRIMALDO (aka Javi), MIGUEL ANGEL GUERRERO (aka Miguel Angel Mota, Miguel
15 Mota Guerrero), FERNANDO GUTIERREZ (aka Nagggers), GUADALUPE RAMIREZ
16 GUTIERREZ (aka Lupe), LUIS ANGEL GUTIERREZ (aka Bam Bam), MARIO ALBERTO
17 HURTADO (aka Mario Marquez), HORACIO LAGUNAS, ALEXANDER IVAN LOPEZ (aka
18 Huesos, Bones), MIGUEL ANGEL LOPEZ, JIMMY CARL MARQUEZ (aka Cartoon),
19 JORGE LUIS MARQUINA, ISMAEL CESAR MARTINEZ (aka Zombie, Koala), YVETTE
20 MARTINEZ (aka Yvette Mendoza Martinez), GUIMEL MEDINA (aka Guimel Emelio Medina,
21 Guimel Amilio Medina, Yogi), EDDYBERTOS MENDOZA (aka Heriberto Mendoza, Little
22 Boy, Eddy), NORMA MARTINEZ MENDOZA (aka Norma Barroso Martinez, Norma
23 Martinez, Cono), RAFAEL MENDOZA, JR. (aka Panther), ROBERTO FARIAS MENDOZA
24 (aka Blondie), ABRAHAM NERI MIRANDA (aka Abraham Miranda Neri, Abraham Miranda,
25 George Lopez, Dopey), JUAN MONTES (aka John Montes, Juan A. Montes, Mono Montes,
26 Mono, Lil Mono), ISRAEL DAVID ORTA (aka Shy Boy, Youngster), ALEJANDRO ORTIZ
27 (aka Alex Ortiz), ARTURO ORTIZ (aka Vulture), CARLOS GARCIA ORTIZ (aka Carlos
28 Ortiz Garcia, Risky), MOISES MARTINEZ PALAFOX (aka Moises Martinez, Kid), JUAN

1 PABLO PEDRAZA, ANTONIO RIOS PEREZ (aka Antonio Perez Rios, Antonio Rios,
2 Danger), BENNY SANCHEZ PEREZ (aka Chido), EDER JONATHAN PEREZ (aka Eder
3 Jonathan Perez Lagunas, Lazy), JOSE CARLOS PEREZ, CHRISTIAN GIOVANNI
4 PRECIADO (aka Gizmo), RENE QUINONES (aka Rene Vega Quinonez, Monkey),
5 GUSTAVO RAMIREZ (aka Darkey), JOSE ANTONIO RAMIREZ (aka Shorty), JOSE
6 RAFAEL RAMIREZ (aka Shark), MARTIN RAMIREZ (aka Travieso, Ti Ti), MIGUEL
7 ANGEL RAMIREZ (aka Junior Angel Ramirez, Shamu, Big Krazy), OMAR GARCIA
8 RAMIREZ, PEDRO WILLIAM RAMIREZ (aka Casper, Pumpkin), JOSE NESTER REYES
9 (aka Jose Ernesto Reyes, Jose Caudillo), JOSE ANGEL ROBLES (aka Bones), NASSER
10 CASTELLANOS RODRIGUEZ (aka Nasser Junior Rodriguez, Nasser Rodriguez, Junior,
11 Bandit), NESTER SALAS-HILDAGO (aka Nester Salas Hildago, Nester Antonio Salas-
12 Hildago), DANIEL SANCHEZ (aka Daniel Sanchez Perez, Danny), CRISTOBAL EMIGDIO
13 SEVILLANO (aka Cristobal Trujillo, Cristobal E. Sevillano Trujill), MICHAEL LEWIS
14 SEWARD (aka Goofy), JESSE SIXTOS (aka Jesus Sixtos, Budah), MIGUEL ANGEL SIXTOS
15 (aka Migue Angel Sixtos, Sixtos Miguel Angel), BRANDON AINSWORTH SPENCER (aka
16 Gato), JESUS SOLIS TORREZ (aka Jesus Solis Torres, Jesus Solis, Chuey), CARLOS JUAN
17 TOSCANO (aka Cocaine), CHRISTINA IVONNE TOVAR, CRYSTAL YVONNE TREJO
18 (aka Desiree Nicole Trejo, Nicole Ruvacava), RAMON CORTES URIBE (aka Ramon Uribe
19 Cortes, Ramon Uribe, Lefty), MARINO VASQUEZ (aka Marion Vasquez, Bear, Oso),
20 HERIBERTO VELASQUEZ (aka Rhino), JUAN MANUEL VENEGAS (aka Noser),
21 FERNANDO VARGAS VILLALOBOS (aka Fernando Villalobos, Lil One, Chico, Pequeno),
22 FRANCISCO RUIZ VILLALOBOS (aka Whisper), JAVIER VARGAS VILLALOBOS, its
23 members, agents, servants, employees, and all persons acting under, in concert with, for the
24 benefit of, at the direction of, or in association with them or any of them, from engaging in or
25 performing directly or indirectly, any of the following activities in the Safety Zone.

26 The Safety Zone is defined as follows:

27 The area in the City of San Clemente claimed by the Varrío Chico criminal street gang
28 that is often referred to as, “The Varrío” is bounded by: to the east, the I-5 freeway between

1 Avenida Pico and El Camino Real- continuing on Avenida Magdalena- continuing to Avenida
2 Santa Margarita to Avenida Pala, including the entire campus of San Clemente High School and
3 the San Clemente Municipal Golf Course. To the west, the Pacific Ocean water line between
4 Calle Deshecha and Avenida Califia, including the San Clemente Pier, the Metro station and
5 Califia Beach Park. To the north, Calle Deshecha- continuing to Avenida Pico between the
6 Pacific Ocean water line and Avenida Presidio, including the entire campus of San Clemente
7 High School. To the south, the Pacific Ocean Water line to Califia Beach Park- continuing to
8 Avenida Califia- continuing east to the I-5 freeway continuing south to El Camino Real
9 continuing south to Avenida Pala, between El Camino Real and Avenida Santa Margarita
10 including the San Clemente Municipal Golf Course. This area encompasses San Clemente
11 Police Services Reporting Districts 72, 73 and 74 along the south-western City limits of San
12 Clemente.

13 The second area claimed by the Varrío Chico Gang is often referred to as “Campana
14 Canasta.” This area encompasses a very small northern portion of the City of San Clemente and
15 is bounded by: to the west, the I-5 freeway between Camino De Los Mares and Calle Campana,
16 including the slope that connects the I-5 freeway and Calle Campana. To the south, Calle
17 Campana between the I-5 freeway and Camino De Los Mares, including the slope that connects
18 Calle Campana and the I-5 freeway. To the east, Camino De Los Mares between the I-5
19 freeway and Calle Campana. This area encompasses San Clemente Policing Service Reporting
20 District 75. The entire safety is approximately 2.34 square miles. The gang’s activity impacts
21 the four described policing grids. (A map of the Safety Zone is attached hereto as Exhibit A.)

22 **a. Do Not Associate:** Anywhere in any public place, any place accessible to the public,
23 or in public view, do not stand, sit, walk, drive, bicycle, gather or appear with (1) any other
24 Defendant named herein, (2) anyone you know to be a member, participant, agent, servant, or
25 employee of the Varrío Chico Criminal Street Gang, or (3) anyone you know to be acting under,
26 in concert with, for the benefit of, at the direction of, or in association with the Varrío Chico
27 Criminal Street Gang. (*People ex rel. Gallo v. Acuna, supra*, 14 Cal.4th at 1110, 1117-1118,
28 1121-1122 [discussion of provision (a)], 1123-1125; *In re Englebrecht, supra*, 67 Cal.App.4th at

1 488-489, 490 fn. 3 [quoting par (a)]; *People v. Englebrecht, supra*, 88 Cal.App.4th at 1243 and
2 1261.)

3 **b. Do Not Intimidate:** Anywhere in any public place, any place accessible to the public,
4 or in public view, do not (1) confront, intimidate, annoy, harass, threaten, challenge, provoke,
5 assault or batter anyone in the Safety Zone, or (2) remain in the presence of or assist anyone you
6 know is confronting, intimidating, annoying, harassing, threatening, challenging, provoking,
7 assaulting or battering anyone in the Safety Zone. (*People ex rel. Gallo v. Acuna, supra*, 14
8 Cal.4th at 1118-1122; *In re Englebrecht, supra*, 67 Cal.App.4th at 490 fn. 3, 493, [par (k)].)

9 **c. Stay Away From Drugs and Drug Paraphernalia:** Anywhere in any public place,
10 any place accessible to the public, or in public view, do not (1) unlawfully use, possess,
11 transport, furnish, manufacture, deliver, dispense, distribute or sell any drug or drug
12 paraphernalia, (2) remain in the presence of or assist anyone you know is unlawfully using,
13 possessing, transporting, furnishing, manufacturing, delivering, dispensing, distributing or
14 selling any drug or drug paraphernalia, (3) remain in the presence of or assist anyone you know
15 is unlawfully under the influence of any drug, (4) knowingly remain in the presence of any
16 illegal drug or drug paraphernalia, or (5) unlawfully be under the influence of any drug. (Bus. &
17 Prof. Code §§ 4060, 4140-4141; Health & Saf. Code §§ 11014, 11014.5, 11018-11021, 11053-
18 11058, 11364, and 11550; Pen. Code § 31; *People v. Englebrecht, supra*, 88 Cal.App.4th at
19 1243, fn. 2, [par (l)].)

20 **d. Stay Away From Guns, Explosive Devices and Weapons:** Anywhere in any public
21 place, any place accessible to the public, or in public view, do not (1) use, possess, transport,
22 furnish, manufacture, deliver, dispense, distribute or sell any firearm, gun, replica firearm,
23 ammunition, BB gun, pellet gun, explosive device, destructive device or weapon such as knives,
24 dirks, daggers, clubs, metal knuckles, hard plastic knuckles, nunchakus, chains, slingshots, or
25 any weapon listed in Penal Code § 12020, (2) remain in the presence of or assist anyone you
26 know is using, possessing, transporting, furnishing, manufacturing, delivering, dispensing,
27 distributing or selling any firearm, gun, replica firearm, ammunition, BB gun, pellet gun,
28 explosive device, destructive device or weapon such as knives, dirks, daggers, clubs, metal

1 knuckles, hard plastic knuckles, nunchakus, chains, slingshots, or any weapon listed in Penal
2 Code § 12020, or (3) knowingly remain in the presence of any firearm, gun, replica firearm,
3 ammunition, BB gun, pellet gun, explosive device, destructive device, or weapon such as
4 knives, dirks, daggers, clubs, metal knuckles, hard plastic knuckles, nunchakus, chains,
5 slingshots, or any weapon listed in Penal Code § 12020. (Health & Saf. Code §§ 12000, 12120,
6 12303, and 12305; Pen. Code §§ 31, 12001, 12020, 12020.1, 12301, 12550; *People v.*
7 *Englebrecht, supra*, 88 Cal.App.4th at 1243, fn. 2, [par (c), (j)].)

8 **e. Do Not Fight:** Anywhere in any public place, any place accessible to the public, or in
9 public view, do not (1) unlawfully fight or challenge another person to fight, (2) remain in the
10 presence of or assist anyone you know is unlawfully fighting or challenging another person to
11 fight, (3) maliciously and willfully disturb another person by loud or unreasonable noise, (4)
12 remain in the presence of or assist anyone you know is maliciously and willfully disturbing
13 another person by loud or unreasonable noise, (5) use offensive words which are inherently
14 likely to provoke an immediate violent reaction, or (6) remain in the presence of or assist anyone
15 you know is using offensive words which are inherently likely to provoke an immediate violent
16 reaction. (Pen. Code §§ 31 and 415; San Clemente Municipal Code § 9.04.010; *People v.*
17 *Englebrecht, supra*, 88 Cal.App.4th at 1243, fn. 2, [par (d)].)

18 **f. Do Not Trespass:** Do not (1) be present on, remain on or pass through any property
19 not open to the general public unless you have the voluntary consent of the owner, owner's
20 agent, or the person in lawful possession of the property, or (2) remain in the presence of or
21 assist anyone you know is present on any property not open to the general public without the
22 voluntary consent of the owner, owner's agent or the person in lawful possession of the
23 property. (*People v. Englebrecht, supra*, 88 Cal.App.4th at 1243, fn. 2, [par (g)].)

24 **g. Do Not Block Free Passage:** Anywhere in any public place, any place accessible to
25 the public, or in public view, do not (1) willfully and maliciously block the free passage of any
26 person or vehicle on any street, walkway, sidewalk, driveway, alleyway, or other area of public
27 passage, or (2) remain in the presence of or assist anyone you know is willfully and maliciously
28 blocking the free passage of any person or vehicle on any street, walkway, sidewalk, driveway,

1 alleyway, or other area of public passage. (Pen. Code §§ 31 and 647c; San Clemente Municipal
2 Code § 9.04.010; *In re Englebrecht, supra*, 67 Cal.App.4th at 490 fn. 3, 493 [par (h)].)

3 **h. Do Not Engage In Graffiti and/or Vandalism and Stay Away From**
4 **Graffiti/Vandalism Tools:** Anywhere in any public place, any place accessible to the public, or
5 in public view, do not (1) maliciously spray paint, mark with marker pens, or otherwise deface
6 property with graffiti or other inscribed material on any public property or private property not
7 your own, (2) remain in the presence of or assist anyone you know is maliciously spray painting,
8 marking with marker pens, or otherwise defacing property with graffiti or other inscribed
9 material on any public or private property not belonging to him, her or you, (3) maliciously
10 damage or destroy real or personal property not your own, (4) remain in the presence of or assist
11 anyone you know is maliciously damaging or destroying real or personal property not belonging
12 to him, her or you, (5) unlawfully possess spray paint cans, marker pens, knives, screwdrivers,
13 razor blades, nails or other objects capable of destroying, damaging or defacing property, or (6)
14 remain in the presence of or assist anyone you know is unlawfully possessing spray paint cans,
15 marker pens, knives, screwdrivers, razor blades, nails or other objects capable of destroying,
16 damaging or defacing property. (Pen. Code §§ 31, 594, and 594.2; San Clemente Municipal
17 Code §§ 8.32.020-8.32.040; *People v. Englebrecht, supra*, 88 Cal.App.4th at 1243, fn. 2, [par
18 (e), (f)].)

19 **i. Do Not Use Gang Hand Signs or Symbols:** Anywhere in any public place, any place
20 accessible to the public, or in public view, do not (1) use, display, or communicate by means of
21 any words, phrases, physical gestures, hand signs, or symbols that you know describe, represent
22 or refer to the Varrio Chico Criminal Street Gang, or (2) remain in the presence of or assist
23 anyone you know is using, displaying, or communicating by means of any words, phrases,
24 physical gestures, hand signs or symbols that you know describe, represent or refer to the Varrio
25 Chico Criminal Street Gang. (*People v. Englebrecht, supra*, 88 Cal.App.4th at 1243 fn. 2, 1266-
26 1267 [par (s)].)

27 **j. Do Not Wear Gang Clothing:** Anywhere in any public place, any place accessible to
28 the public, or in public view, do not (1) wear, display, exhibit, or possess any clothes or

1 accessories that you know advertise, advance, promote, represent, or refer to the Varrio Chico
2 Criminal Street Gang, including clothes or accessories that display, exhibit, or feature, in any
3 variation or combination, the image, name, words, or letters, “Varrio Chico,” “San Clemente
4 Varrio Chico,” “Varrio Chico San Clemente,” “Chicos,” “San Clemente,” “V-Chicos,” “VCSC,”
5 “SCVC,” “VC,” “SC,” “San Clemuerte,” “OC,” “Orange County,” “VCSCX3,” “VCSC13,”
6 “VCSCXIII,” “13,” “XIII,” “X3,” or (2) remain in the presence of or assist anyone that you
7 know is wearing, displaying, exhibiting, or possessing any clothes or accessories that you know
8 advertise, advance, promote, represent, or refer to the Varrio Chico Criminal Street Gang.
9 (*People v. Englebrecht, supra*, 88 Cal.App.4th at 1243 fn. 2, 1266-1267 [par (t)].)

10 **k. Stay Away From Burglary Tools:** Anywhere in any public place, any place
11 accessible to the public, or in public view, do not (1) unlawfully use, possess, transport, furnish,
12 manufacture, deliver, dispense, distribute, or sell any screwdrivers, porcelain spark plug chips,
13 shaved keys, picklocks, wire cutters, dent pullers, slingshots, steel shots, spark plugs, “slim
14 jims,” or any instrument or tool listed in Penal Code § 466, or (2) remain in the presence of or
15 assist anyone you know is unlawfully using, possessing, transporting, furnishing, manufacturing,
16 delivering, dispensing, distributing, or selling any screwdrivers, porcelain spark plug chips,
17 shaved keys, picklocks, wire cutters, dent pullers, slingshots, steel shots, spark plugs, “slim
18 jims,” or any instrument or tool listed in Penal Code § 466. (Pen. Code §§ 31 and 466; *In re*
19 *Englebrecht, supra*, 67 Cal.App.4th at 490 fn. 3, [par (o)]; *People v. Englebrecht, supra*, 88
20 Cal.App.4th at 1243 fn. 2 [par (n)].)

21 **l. Obey Curfew if You Are a Minor:** If you are under eighteen (18) years of age,
22 anywhere in any public place, any place accessible to the public, or in public view, do not
23 remain in or upon any public place, vacant lot, or business establishment between the hours of
24 10:00 p.m. on any day and 6:00 a.m. of the following day, unless: (1) you are accompanied by
25 your parent(s), legal guardian, or by a responsible adult, (2) you are on an errand without any
26 detour or stop at the direction of your parent(s), legal guardian or responsible adult, (3) you are
27 on a public or private sidewalk in front of your own dwelling or a dwelling directly adjacent to
28 your dwelling, (4) you are acting within the course and scope of your lawful employment or

1 business or when you are going to or from such place of lawful employment or business by a
2 reasonably direct route, without detour, from or to your home, or when you are going to or from
3 a bona fide interview for lawful employment by a reasonably direct route, without detour, from
4 or to your home, (5) you are going to or from, are attending, or are engaged in, an official
5 school, educational, recreational, entertainment, charitable, cultural, or religious activity, or
6 other expressive activity within the scope of your rights under the First Amendment to the
7 Constitution of the United States which activity is supervised or overseen by an adult person on
8 behalf of any public entity, civic organization, non-profit organization, educational organization,
9 governmental organization, or similar organization, where you are going to or from such activity
10 in a reasonably direct route, without detour, from or to your home, (6) you are a registered
11 volunteer at any shelter, hospital, school or other charitable institution and you are going to or
12 from such activity in a reasonably direct route, without detour, from or to your home, (7) you are
13 responding to an emergency situation, or (8) you are in a vehicle engaged in interstate travel.
14 (San Clemente Municipal Code § 9.12 *et. seq.*; *In re Englebrecht, supra*, 67 Cal.App.3rd at 490
15 fn. 3, [par (x)]; *People v. Englebrecht, supra*, 88 Cal.App.4th at 1243 fn. 2, [par (v)]; *In re*
16 *Nancy C.* (1972) 28 Cal.3rd 747; *Alves v. Superior Court* (1957) 148 Cal.App.2d. 419.)

17 **m. Obey Curfew if You Are an Adult:** If you are eighteen (18) years of age or older,
18 anywhere in any public place, any place accessible to the public, or in public view, do not
19 remain in or upon any public place, vacant lot, or business establishment between the hours of
20 10:00 p.m. on any day and 6:00 a.m. of the following day, unless: (1) you are on a public or
21 private sidewalk in front of your own dwelling or a dwelling directly adjacent to your dwelling,
22 (2) you are acting within the course and scope of your lawful employment or business, or when
23 you are going to or from such place of lawful employment or business by a reasonably direct
24 route, without detour, from or to your home or when you are going to or from your home for a
25 bona fide interview for lawful employment by a reasonably direct route, without detour, from or
26 to your home, (3) you are going to or from, are attending, or are engaged in, an official school,
27 educational, recreational, entertainment, charitable, cultural, or religious activity, or other
28 expressive activity within the scope of your rights under the First Amendment to the

1 Constitution of the United States, where you are going to or from such activity in a reasonably
2 direct route, without detour, from or to your home, (4) you are a registered volunteer at any
3 shelter, hospital, school or other charitable institution and you are going to or from such activity
4 in a reasonably direct route, without detour, from or to your home, (5) you are responding to an
5 emergency situation, or (6) you are in a vehicle engaged in interstate travel. (San Clemente
6 Municipal Code § 9.12 *et. seq.*; *In re Englebrecht, supra*, 67 Cal.App.3rd at 490 fn. 3, [par (x)];
7 *People v. Englebrecht, supra*, 88 Cal.App.4th at 1243 fn. 2, [par (v)]; *In re Nancy C.* (1972) 28
8 Cal.3rd 747; *Alves v. Superior Court* (1957) 148 Cal.App.2d. 419.)

9 **n. Stay Away From Alcohol:** Anywhere in any public place, any place accessible to the
10 public, or in public view, do not (1) drink alcoholic beverages, (2) possess an open container of
11 an alcoholic beverage, (3) unlawfully be under the influence of alcohol, (4) knowingly remain in
12 the presence of anyone possessing an open container of an alcoholic beverage, or (5) knowingly
13 remain in the presence of an open container of an alcoholic beverage. (Pen. Code § 647(f); Veh.
14 Code §§ 21221.5, 23140, 23152(a); San Clemente Municipal Code § 9.04.020.)

15 **o. Do Not Act as a Lookout:** Anywhere in any public place, any place accessible to the
16 public, or in public view, do not keep watch, yell, whistle, signal, gesture, or otherwise act as a
17 lookout to warn another person of the approach or presence of a law enforcement officer.
18 (*People v. Engelbrecht, supra*, 88 Cal.App.4th 1236, 1243, fn. 2, [par (q)]; *In re Engelbrecht,*
19 *supra*, 67 Cal.App.4th 486, 490, fn. 3, [par (r)].)

20 **p. Obey All Laws:** Anywhere in any public place, any place accessible to the public, or
21 in public view, obey all laws and court orders.

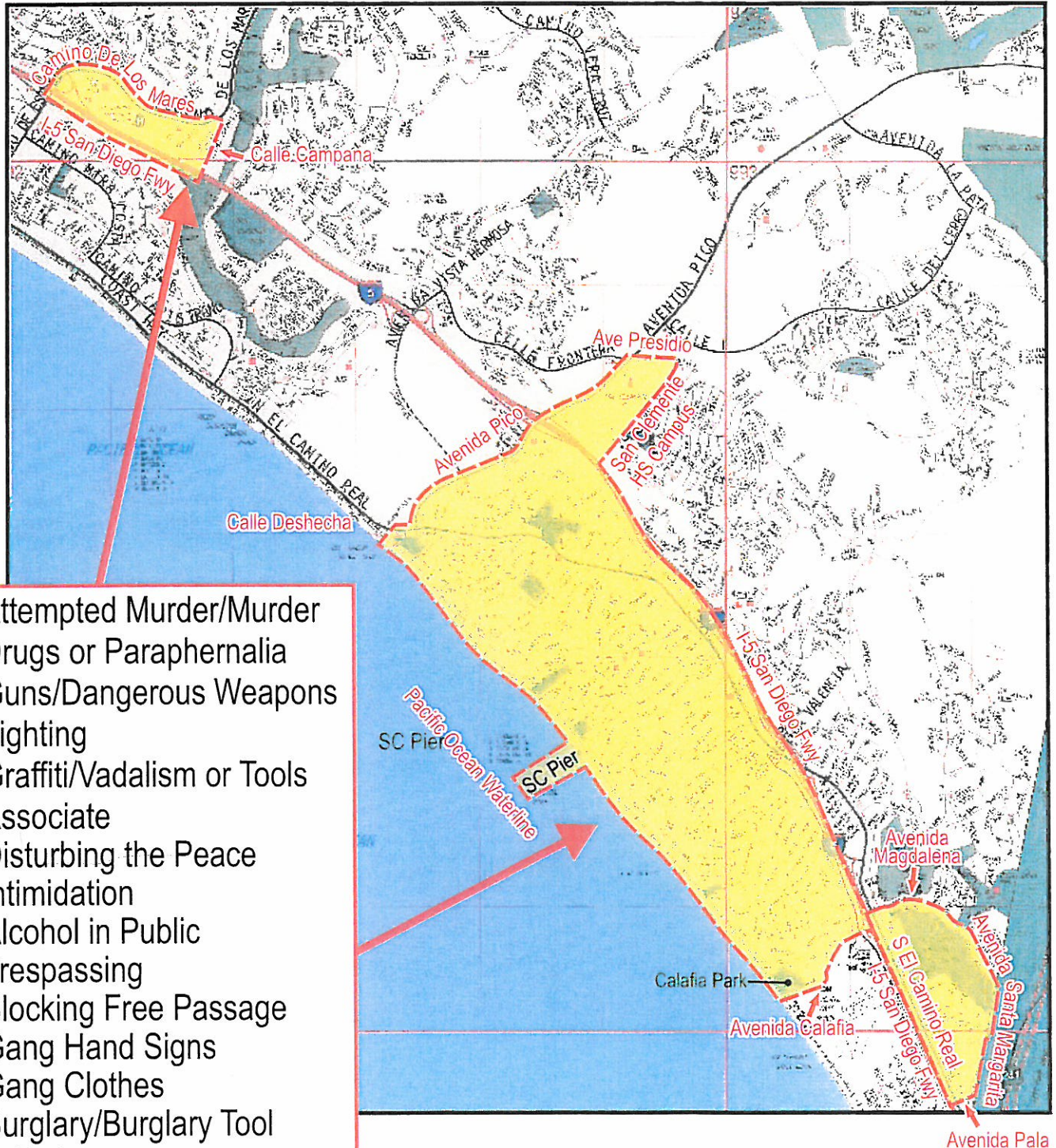
22
23 DATED: 1/25/08

DANIEL J. DIDIER

Hon. Daniel J. Didier
Judge of the Superior Court

GANG INJUNCTION - SAFETY ZONE (VARRIO CHICO-SAN CLEMENTE)

June 2005 to June 2007



- 6 Attempted Murder/Murder
- 32 Drugs or Paraphernalia
- 32 Guns/Dangerous Weapons
- 37 Fighting
- 24 Graffiti/Vandalism or Tools
- 262 Associate
- 35 Disturbing the Peace
- 3 Intimidation
- 13 Alcohol in Public
- 5 Trespassing
- 76 Blocking Free Passage
- 4 Gang Hand Signs
- 14 Gang Clothes
- 4 Burglary/Burglary Tool
- 38 Loitering
- 3 Littering
- 42 Curfew
- 5 All Laws
- 6 Vehicle Theft

Exhibit A

